Reg. No. [illegible]

KERALA GAZETTE

SUPPLEMENTS

PUBLISHED BY AUTHORITY

Vol. XXIX] Trivandrum Tuesday, 6th November 1984 / 15th Karthika 1906 (Saka) [No. 44

PART I

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Government of Kerala
1984

Reg. No. KL/TV(N)/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXIX] Trivandrum, Tuesday, 6th November 1984 / 15th Karthika 1906 [No. 951

GOVERNMENT OF KERALA

Taxes (B) Department

NOTIFICATION

G. O. (MS) No. 170/84/TD. *Dated, Trivandrum, 6th November, 1984.*

S. R. O. No. 1352/84.—In exercise of the powers conferred by section 10 of the Kerala General Sales Tax Act, 1963 (15 of 1963) and in supersession of the notification issued under G. O. (MS) No. 35/84/TD dated the 28th February, 1984 and published in Part I of the Kerala Gazette No. 13 dated the 27th March 1984, the Government of Kerala, having considered it necessary in the public interest so to do, hereby make an exemption in respect of the tax payable under the said Act, on the sale of carbon black manufactured by any newly established manufacturing concern which has commenced commercial production on or after the 1st January 1984, for the first three years commencing from the date of such production.

By order of the Governor,

R. P. SINGH,

Secretary to Government,
Finance (Expenditure) Department
In-Charge of Commissioner & Secretary to Government, Taxes Department.

33/4554/MC.

Explanatory Note

(This does not form part of the notification but is intended to indicate the general purport).

The intention of Government in issuing the notification G. O. MS. 35|84|TD dated 28-2-1984 was to give some relief to the local manufacturers of carbon black from the competition and price-war being experienced from established firms outside the State. Government hoped that this will stimulate growth of more rubber processing units within the State. In supersession of the above notification, Government have decided to make an exemption from tax on the sale of carbon black manufactured by any newly established manufacturing concern within or outside the State which has commenced commercial production on or after 1-1-1984 during the first 3 years from the commencement of commercial production by the above manufacturers. This notification is intended to achieve the above object.

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Kerala Gazette No. 44 dated 6th November 1984.
PART I

GOVERNMENT OF KERALA

Abstract

INTEGRATION OF SERVICES—CO-OPERATIVE DEPARTMENT—CO-OPERATIVE SUB-REGISTRARS/GRADE-I INSPECTORS AND SENIOR INSPECTORS/GRADE-II INSPECTORS—FINAL INTEGRATED GRADATION LIST OF TRAVANCORE-COCHIN AND MADRAS PERSONNEL AS ON 1-11-1956—FIXATION OF RANK AND SENIORITY OF SENIOR INSPECTORS OF CO-OPERATIVE SOCIETIES (UNDER TRAINING) APPOINTED BY THE STATE OF MADRAS ON EMERGENCY BASIS AND ALLOTTED TO KERALA—ORDERS ISSUED

GENERAL ADMINISTRATION (SERVICES-G) DEPARTMENT

G. O. (P) No. 366/84/GAD. Dated, Trivandrum, 8th October 1984.

Read:—1. G.O. (P) No. 356/70/PD. dated 21-10-1970
2. G.O. (MS) No. 311/73/PD. dated 6-12-1973.
3. G.O. (MS) No. 314/82/AD. dated 30-10-1982.
4. G. O. (MS) No. 272/83/AD dated 2-9-1983.
5. Teleprinter Message No. F. No. 13/2/84-SR (S) dated 8-10-1984 from the Deputy Secretary to Government of India, Department of Personnel and Administ ..ve Reforms, Ministry of Home Affairs, New Delhi.

ORDER

In the Government Order 1st read above Government approved the final integrated gradation list of the equated categories of Co-operative Sub Registrars/Grade-I Inspectors and Senior Inspectors/Grade-II Inspectors of Travancore-Cochin and Madras personnel of the Co-operative Department as on 1-11-1956. In the above list Sri G A. Rahiman and six others were shown as a separate group as "Persons Holding the post of Senior Inspectors on Emergency basis" just below Sl. No. 252, Sri K. K. Samuel.

As approved by the Government of India in their letter No. 13/27/65-SR (S) dated 12-10-1973 the State Government in the G. O. read as second paper above issued orders that the following 7 persons who were immediately before the appointed day serving in connection with the affairs of the State of Madras as Senior Inspectors of Co-operative Societies (Under Training) on emergency basis pending regularisation of their service shall be deemed to have been finally allotted for service to the State of Kerala with effect from 1-11-1956.

1. Sri P. Narayanan
2. ,, C. M. Ramdas
3. ,, K. Vasudevan
4. ,, C. M. Narayanan
5. ,, V. K. Anandan
6. ,, P. Balakrishnan
7. ,, A. T. Pareed

It was also ordered that their seniority in the final integrated gradation list as on 1-11-1956 published with the G. O. (P) No. 356/70/PD dated 21-10-1970 will be fixed just below the name of Sri M. Narayana Kurup (M) under the heading "Senior Inspector of Co-operative Societies (Under Training) on emergency basis".

3. In Government letter No. 36257/SC2/73/PD dated 24-11-1973 the Registrar of Co-operative Societies was instructed to fix the Seniority of the above persons in the main cadre as and when they completed their probation with reference to the seniority of their juniors from the parent state in a seniority list to be published on a date subsequent to 1-11-1956. Accordingly the Registrar of Co-operative Societies published a provisional seniority list as on 7-7-1959 by which date the 7 persons had completed their probation. S/Sri P. Narayanan and 6 others objected to the provisional seniority on the ground that they were direct recruits in the category of Senior Inspectors and that their probation started before 25-10-1956. They contended that they were eligible to be placed above Sri C. A. Rahiman and others grouped under "Persons holding the post of Senior Inspectors on Emergency basis" since they started their probation before 25-10-1956, whereas Sri C. A. Rahiman and others who were promotees to the category of Senior Inspectors commenced their probation only after 1-11-1956. Since their claim was found to be correct in accordance with the rules, Government in the Government Order read as 3rd paper issued orders tentatively deciding to assign seniority to Sri P. Narayanan and 6 others just below Sri K. K. Samuel. (Sl. No. 252 in the Integrated final seniority list) and above Sri C. A. Rahiman (Sl. No. 1 under "persons holding the post of Senior Inspectors on emergency basis").

4. The following persons filed objections:

1. Sri V. K. Asokan
2. ,, K. T. Velayudhan Nair
3. ,, E. Ramachandran
4. ,, M. Narayana Kurup
5. ,, K. Rajakrishnan Unni
6. ,, C. Ramakrishnan

The main contentions raised by the objection petitioners are that (i) Sri P. Narayanan and others were allotted to the State of Kerala at their own interest and so they are not eligible for seniority before their date of joining duty; (ii) they are required to undergo probation for a period of two years whereas the promotees had to undergo probation only for a period of one year whereby the promotees became approved probationers earlier than Sri P. Narayanan and others, (iii) they were paid only a stipend of Rs. 65 p. m. during their training period whereas the petitioners (objectionists) were drawing pay on a regular scale of pay of Senior Inspectors, (iv) some of them (objection petitioners) had actually worked as Senior Inspectors before Sri P. Narayanan and others joined duty as Senior Inspector Trainees, (v) the original seniority of Sri P. Narayanan and others were fixed on the basis of the decision of the Government of India and so any alteration in the seniority list can be made only with the concurrence of the Government of India, and (vi) some of the objection petitioners had been given promotions as Asst. Registrars, Deputy Registrars etc. much earlier than the dates on which Sri P. Narayanan and others got promotions to these cadres and so the latter have no better claim than the former. Government examined these objections in detail with reference to Madras Government Rules governing the appointment, probation, promotion etc. of these persons and found that they are not tenable. Meanwhile in O. P. No. 1945/81-C filed by Shri A. T. Pareed, Assistant Registrar who was allotted to Kerala along with Shri P. Narayanan, the High Court directed to dispose of the representation of Shri Pareed for rank restoration and due promotions provisionally and to finalise the list after getting the approval of the Government of India, with a time limit till 6-9-1983. Since there was no time to place the proposal before the State Advisory Committee and Government of India for their approval, Government issued orders in G. O. (Ms.) No. 272/83/AD dated 2-9-1983 provisionally modifying the integrated gradation list as on 1-11-1956 so as to include Sri P. Narayanan and others in the category of Senior Co-operative Inspectors just below Sri K. K. Samuel (Sl. No. 252), pending approval by the State Advisory Committee and the Government of India.

5. The State Advisory Committee met on 24-9-1984 and examined the relative claims of S/Shri P. Narayanan and others and the objection petitioners about the seniority in dispute. The objection petitions were also examined. It is found that S/Shri P. Narayanan and others were allotted to the State of Kerala as per the decisions of Government of India under the S. R. Act and so the contention of the objection petitioners that Sri P. Narayanan and others have no right for seniority before their date of joining duty in Kerala is untenable. The Committee was also satisfied that as per the Madras State and Subordinate Services Rules and the Madras Co-operative Subordinate Service Rules, a Senior Inspector Trainee is eligible to count towards probation as well as increment his service as trainee also and that this right is in no way affected by his drawing a fixed pay of Rs. 65 p. m. during the training period. Further under the Madras

State and Subordinate Service Rules, the period of training is treated as duty, and the trainee officer was treated as a Member of the services from the date of appointment when he was sent on training. The Committee also found that the provisional service rendered by the objectionists as Senior Co-operative Inspectors prior to the appointment of Sri P. Narayanan and others as Senior Inspector Trainees cannot be counted towards probation as per the Madras Rules and so this argument cannot in any way affect seniority of Sri P. Narayanan and others. The State Advisory Committee on being satisfied that the orders issued by the State Government in G. O. (Ms.) No. 272/83/AD dated 2-9-1983 are in order recommended that the integrated final seniority list as on 1-11-1956 of the Co-operative Department published in G. O. (P) No. 356/70/PD dated 21-10-1970 (Modified by G. O. (P) 406/82/GAD dated 9-12-1982) may be modified so as to include the following persons just below Sri K. K. Samuel (Sl. No. 252) with the Serial Number assigned to each:

253. Sri P. Narayanan
254. ,, C. M. Ramadas
255. ,, K. Vasudevan
256. ,, C. M. Narayanan
257. ,, V. K. Anandan
258. ,, P. Balakrishnan
259. ,, A. T. Pareed

6. The Government of India in their communication read as 5th paper above have approved the recommendations of the State Advisory Committee.

7. Government accordingly order that the final Integrated Seniority List of Co-operative Sub-Registrars/Grade-I Inspectors and Senior Inspectors/Grade II Inspectors as on 1-11-1956 of the Co-operative Department published in G. O. (P) No. 356/70/PD dated 21-10-1970 (modified in G. O. (P) No. 406/82/GAD dated 9-12-1982) shall be further modified by including the following persons just below Sri K. K. Samuel (Sl. No. 252) with serial Numbers assigned to each:—

253. Sri P. Narayanan
254. ,, G. M. Ramdas
255. ,, K. Vasudevan
256. ,, C. M. Narayanan
257. ,, V. K. Anandan
258. ,, P. Balakrishnan
259. ,, A. T. Pareed

By order of the Governor,

M. Dandapani,

Commissioner & Secretary to Government.

To

The Registrar of Co-operative Societies, Trivandrum.
The Persons concerned (Through Registrar of Co-operative Societies).
The Secretary, Kerala Public Service Commission (with C. L.)
The Deputy Secretary, Department of Personnel and Administrative Reforms, Ministry of Home Affairs, New Delhi (with C.L.)
The Agriculture (C. E.) Department.

G. 1635

GOVERNMENT OF KERALA

Home 'C' Department

ORDER

G.O. (MS) No. 144/84/Home. *Dated, Trivandrum, 19th October* 1984.

Government are pleased to appoint the persons named below as Assistant Public Prosecutors Grade II on Rs. 600-1100 in the Districts shown against each.

1. Shri K. G. Sankaran, Advocate, Alwaye.	Ernakulam
2. Shri Babychand P. Thomas, Advocate, Puthumana House, Thodupuzha.	Idukki
3. Shri K. V. Mohammed, S/o Aboobacker Haji, Alancode P.O.	Malappuram
4. Shri T. Thomas, Mallothara House, Near P & T quarters, Muttampalam P.O., Kottayam	Idukki
5. Shri C. M. Raveendran, Kumbukkel House, Thodanel P.O.	Idukki.

2. The District Collectors concerned will arrange for the training of the candidates, other than those who have already undergone training previously, for a period of 24 weeks. During the period of training the trainees will be paid an allowance of Rs. 375 p. m. and T.A. as admissible to Grade II Officers for journeys in connection with the training.

3. The appointments are subject to medical fitness of the candidates and verification of age and qualifications. The appointments will also be temporary under General Rule 10 (b) (iii) of the KS & SS Rules

1958 pending verification of the character and antecedents of the candidates. The candidates will fill up and return the proformas enclosed with this order immediately.

4. The appointments in Idukki District will be subject to the result of O.P. No. 5632/84-D and 6159/84 filed in this High Court.

By order of the Governor,

P. V. RADHALEKSHMI,
Additional Secretary to Government.

GOVERNMENT OF KERALA

Labour (A) Department

NOTIFICATION

G. O. (Rt.) No. 482/84/LBR *Dated, Trivandrum, 4th April 1984.*

The award of the Industrial Tribunal Quilon in respect of the dispute between the Managing Director, Kerala State Cashew Development Corporation Limited, P. B. No. 13, Quilon–1 and their workmen represented by (1) The General Secretary, Kerala State Cashew Development Corporation Swathanthra Thozhilali Federation, High School Junction, Quilon–13 (2) Sri S. Madhu (Additional Party) received by Government on 31-3-1984 is hereby published under section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order of the Governor,
A. S. Moni Achari,
Deputy Secretary to Government.

In the Court of the Industrial Tribunal, Quilon

(Dated, this the 27th day of March 1984)

Present:

Shri C. N. SASIDHARAN, B.SC., B.L.,

Industrial Tribunal

In

INDUSTRIAL DISPUTE No. 18/82

(Old No. 18/78 of I. T. Alleppey)

Between

The Managing Director, Kerala State Gashew Development Corporation Limited, P. B. No. 13, Quilon–1.

And

The workman of the above concern represented by: 1. The General Secretary, Kerala State Gashew Development Corporation Swathanthra Thozhilali Federation, High School Junction, Quilon–13. 2. Sri S. Madhu (Additional Party)

AWARD

The reference made by Government as per G.O. (Rt) No. 1161/78/L&H dated 20-7-1978 concerns denial of employment to Sri S. Madhu, Clerk.

The contentions of the union are these:– Sri Madhu was appointed as Clerk in the year 1966 by Ramsons & Company in its Cashew Factory at Parippally. He worked there till May 1967. Thereafter the factory was closed till 13-5-1970 and subsequently this factory was let out on rental basis to Meera Cashew Company till 30-9-1970. Afterwards this factory was handed over to Kerala State Cashew Development Corporation Ltd. by Government. All members of the staff including Sri Madhu and the workers were provided with the same posts that they were holding under Ramsons & Company by Meera Cashew Processing Company till the factory was taken over by Kerala State Cashew Development Corporation. But the Cashew Corporation has absorbed all staff members and workers except Sri Madhu. Cashew Corporation is bound to give employment to Sri Madhu. He has not received any compensation from Ramsons & Company or Meera Cashew Processing Company. He has got every right to get employment. He was interviewed on two occasions by the Corporation but was denied employment. The issue of non-employment was taken up by the union as an Industrial Dispute and ultimately the issue has been referred for adjudication. Sri Madhu was an active member of the Kerala State Cashew Development Corporation Swathanthra Thozhilali Federation Ltd. The Corporation is governed by the board of four political parties except this union. Because of political grudge of the board members, Sri Madhu was denied employment. He is entitled to employment with backwages.

The claim of the union is refuted by the management in their written statement in the following manner:– Sri Madhu has never been employed in the service of the corporation and was not a workman as defined in the Industrial Disputes Act 1947. Hence the order of reference is bad in law. Only workmen who were employed in the service of the corporation and workmen who have been dismissed or discharged alone can raise Industrial Dispute with the corporation. Since Sri Madhu has never been employed, the question of denial of employment does not arise. The claim of appointment of Sri Madhu as clerk in the corporation is not an Industrial Dispute and as such, the claim cannot be entertained in Industrial adjudication. This Tribunal has no jurisdiction to give a direction as prayed for. As he was never employed, he cannot claim membership of the union and the union is incompetent to raise any dispute like this. Sri Madhu now claims employment on the ground that he was working in the Ramsons & Company for a long time. Ramsons Factory was taken over by the corporation without any liability whatsoever and without any workmen who were employed there. When the corporation takes over a private factory the workmen employed in the said factory are not given employment as a matter of course and also of right. However it is a policy of the corporation to give preference to the erstwhile workmen of the factory

for employment under the corporation who prove that they were working with the previous management and those who are found suitable. Sri. Madhu was interviewed twice. But he failed to prove that he was working in the Ramsons & Company at any time and was not found suitable by the business committee of the corporation. Now the appointment of staff in the corporation is done by the Public Service Commission and Sri Madhu has not been sponsored by the Public Service Commission. The corporation does not know whether Sri. Madhu is an active member of the Kerala State Cashew Development Corporation Swathantra Thozhilali Federation Ltd. The allegation of political grudge is baseless.

The union filed a replication re-affirming their contentions in the claim statement. It is further contended that Sri. Madhu was employed by Ramsons & Company and that there was a definite understanding to provide employment for those who worked under the previous management Any denial to provide employment of such workmen is tantamount to denial of employment and hence the order of reference is legal. Since the arrangement between the previous and present management is duly a transfer of ownership. Sri Madhu is entitled to get employment as provided under Sec. 25 (H) of the Industrial Disputes Act. He was denied employment on the ground that he was not covered under the Employees State Insurance Scheme when employed under the previous management. But his co-workmen who were also not covered under the Employees State Insurance and Provident Fund were given employment. The fact that he was called for interview twice amply substantiates his claim.

Sri Madhu was impleaded as an additional party on his request by order dated 2-12-1982.

Sri Madhu has given evidence as WW1 in support of his contentions. The Cashew Corporation has examined their personnel Manager as MW1.

The main contention of the Cashew Corporation is that there is no Industrial Dispute to be adjudicated upon by this Tribunal. But according to the union there is a valid dispute. For the purpose of deciding this question, it is convenient to refer Sec. 2 (k) of the Industrial Disputes Act which defines Industrial Dispute as follows:-

> (k) "industrial dispute" means any dispute or difference between employers and employers or between employers and workmen, or between workmen and workmen which is connected with the employment or non-employment or the terms of employment or with the conditions of labour, of any person;

It can be seen from the above definition that the dispute to be resolved by the Industrial Tribunal under the Act must be between the employer and workmen. Admittedly Sri Madhu had never been employed by the Kerala State Cashew Development Corporation. As a matter of fact he is now claiming employment in the Kerala State Cashew Development Corporation for the first time. Therefore I am of the view that there is no Industrial Dispute as defined above between Sri Madhu and the Corporation. Now I shall refer to the relevant portion of the definition of workmen as defined in Sec. 2 (s) of the Act.

2 (s):- "Workman" means any person (including an apprentice) employed in any industry to do any skilled or unskilled, manual supervisory, technical or clerical work for hire or reward, whether the terms of employment be expressed or implied, and for the purposes of any proceeding under this Act in relation to an industrial dispute, includes any such persons who has been dismissed, discharged or retrenched in connection with, or as a consequence of: that dispute or whose dismissal, discharge or retrenchment has led to that dispute; but does not include any such persons.

Admittedly at no point of time Sri Madhu was employed by the management Cashew Corporation. He was not a workman under them. It is an admitted fact that there was no employer-employee relationship between Madhu and Kerala State Cashew Development Corporation at any time. He was never dismissed or discharged or retrenched from the service of the Kerala State Cashew Development Corporation. Hence Sri Madhu is not a workman as per the above definition. Then the question is whether by virtue of section 25 (H) of the Industrial Disputes Act this corporation had any liability in respect of Sri Madhu on the ground that he was employed by a previous company. To decide this point I shall now refer to Section 25 (H) which runs thus:-

25. H Re-employment of retrenched workmen - Where any workmen are retrenched, and the employer proposes to take into his employ any persons, he shall, in such manner as may be prescribed, give an opportunity (to the retrenched workmen who are citizens of India to offer themselves for re-employment and such retrenched workmen) who offer themselves for re-employment shall have preference over other persons.

There is no case that Sri Madhu was retrenched by the previous management. It is also evident from Ext. W2 that Sri Madhu had left the service of the previous employer in his own accord long before. He was not on the rolls of the previous management when the factory was taken over by the Kerala State Cashew Development Corporation. So Sri Madhu is not entitled to any relief as per section 25. H of the Industrial Disputes Act also.

It follows from the above discussions that there is no Industrial Dispute existing between the parties to be adjudicated upon by this Tribunal.

The further question whether the management was wrong in refusing to employ Sri Madhu, does not arise for decision in view of the above finding nor is such an investigation within the jurisdiction of this Tribunal.

In the result an award is passed declaring that there is no Industrial Dispute existing between the parties to be adjudicated upon by this Tribunal.

C. N. SASIDHARAN,
Industrial Tribunal.

Quilon,
27-3-1984.

Appendix

Witness examined on the side of the Union:

WW1 Sri S. Madhu.

Witness examined on the side of the Management:

MW1 Sri N. Revidasan.

Exhibits marked on the side of the worker:

Ext.	W1.	Certificate issued from the Ramsons & Company dated 25-3-1974.
,,	W2.	Certificate issued by Meera Cashew Processing Company dated 5-4-1974.
,,	W3.	Copy of the representation submitted by the union to the Managing Director, Kerala State Cashew Development Corporation, Quilon.

Exhibits marked on the side of the Management:

Ext.	M1.	Letter submitted to the Prime Minister of India. by Sri Madhu dated 24-9-1977.
,,	M2.	True copy of the letter sent by Sri Madhu to a union leader Sri Vasu Pillai dated 21-6-1977.
,,	M3.	Letter sent by Sri Vasu Pillai to General Manager, Kerala State Cashew Development Corporation, Quilon dated 30-6-1977.
,,	M4.	Reply letter sent to Sri Vasu Pillai by Kerala State Cashew Development Corporation dated 4-7-1977.
,,	M5.	Representation submitted by Sri Madhu to the Kerala State Labour Minister Sri Oommen Chandy dated 27-6-1977.
,,	M6.	Representation submitted by Sri Madhu to the Managing Director, Kerala State Cashew Development Corporation dated 11-7-1977.
,,	M7.	Representation submitted by Sri Madhu to the Kerala Industries Minister Sri P. K. Vasudevan Nair dated 15-7-1977.
,,	M8.	Representation submitted by Sri Madhu to the Managing Director, Kerala State Cashew Development Corporation dated 25-5-1978.
,,	M9.	Representation submitted by Sri Madhu to the Chairman dated 25-5-1978.

Ext	M10.	Representation submitted by Sri Madhu to the Managing Director dated 29-7-1978.
,,	M11.	Representation submitted by Sri Madhu to the Managing Director dated 25-8-1978
,,	M12.	Office copy of the notice published by Kerala State Cashew Development Corporation dated 3-4-1974.
,,	M13.	Letter from the Special Secretary, Industries Department, Trivandrum to the Managing Director Kerala State Cashew Development Corporation, Quilon, dated 30-7-1977.
,,	M14.	Office copy of letter to Special Secretary, Industries Department, Trivandrum from Kerala State Cashew Development Corporation dated 17-8-1977.
,,	M15.	Office copy of the letter sent to Sri Madhu from Kerala State Cashew Development Corporation dated 8-8-1977.

Kerala Gazette No. 44 dated 6th November 1984.

PART I

GOVERNMENT OF KERALA

Labour (A) Department

NOTIFICATION

G. O. (Rt.) No. 1011/84/LBR. *Dated, Trivandrum, 30th July 19.4.*

The award of the Industrial Tribunal, Alleppey in respect of the dispute between the Management of Carborandum Universal Ltd., P.B. No. 2, Edappally P.O., Cochin-682 204 and their workmen represented by the General Secretary, Carborandum Universal Thozhilali Union, AITUC, Edappally, Cochin-682 204 received by Government on 19-7-1984, is hereby published under section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order of the Governor,
T. PADMAVATHY AMMA,
Deputy Secretary to Government.

In the Court of the Industrial Tribunal, Alleppey

(Dated this the 5th day of July, 1984)

Present

SHRI K. KANAKACHANDRAN

Industrial Tribunal

In

INDUSTRIAL DISPUTE No. 3/1984

Between

The General Manager, Carborandum Universal Ltd., P.B.No. 2, Edappally P.O., Cochin—682 204

And

The workmen of the above concern represented by the General Secretary, Carborandum Universal Thozhilali Union, AITUC, Edappally, Cochin—682 204

Representations:

Shri B. S. Krishnan
Advocate, Warriam Road,
Ernakulam. .. For *Management*.

Shri M. Ramachandran,
Advocate, Cochin-17. .. For *Union*

AWARD

This Industrial Dispute was referred to this Tribunal for adjudication y G. O. (Rt)No. 135/84/LBR dated 2-2-1984. The issues referred for djudication were:—

(1) Daily wages payable to casual labourers.

(2) Uniform and washing allowance.

(3) Shift allowance.

(4) Compensatory allowance.

2. Both parties entered appearance in response to the notice issued rom this Court on 4-7-1984. Subsequently when this dispute was called, he counsel appearing for the union Shri M. Ramachandran had submitted hat subsequent to the reference, parties herein entered into a settlement and therefore no issues were subsisting for any sort of adjudication. An endorsement was also made by the counsel in the charter of demand ubmitted by the union on 17-7-1981.

3. Since the matter has been settled no adjudication is called for in his dispute. An award is passed accordingly.

K. KANAKACHANDRAN,
Industrial Tribunal.

Kerala Gazette No. 44 dated 6th November 1984.
PART I

GOVERNMENT OF KERALA

Labour (A) Department

NOTIFICATION

G.O. (Rt.) No. 771/84/LBR. *Dated, Trivandrum, 6th June 1984.*

The award of the Labour Court, Ernakulam in respect of the dispute between the President, Kanayannur Service Co-operative Society Ltd. No. 115, P.O. Chottanikkara, (via) Thrippunithura and their workmen represented by the Secretary, Kerala Co-operative Employees Union, C/o. K. K. Rajendran, C.P.E.C.S. Ltd. No. 855, W. Island, Cochin-3 received by Government on 4-6-1984 is hereby published under section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order of the Governor,
A. S. MONI ACHARI,
Deputy Secretary to Government.

In the Labour Court, Ernakulam

(Wednesday, the 30th May 1984)

Present:

Shri N. SUKUMARAN, B. SC., B. L.,
Presiding Officer

INDUSTRIAL DISPUTE No. 20 OF 1981

Between

The President, Kanayannur Service Co-operative Society Ltd. No. 115, P.O. Chottanikkara, (via) Thrippunithura.

And

The workmen of the above Society represented by the Secretary, Kerala Co-operative Employees Union, C/o. K. K. Rajendran, C.P.E.C.S. Ltd. No. 855, W. Island, Cochin-3.

Representations:—

Shri Joseph Franklin, Advocate, Ernakulam. — For *Management.*

Shri K. Janardhanan, Advocate, Ernakulam. .. For *Union.*

GA. 335/J.

AWARD

Denial of employment to Shri V. G. Narayanan Nair is the issue referred for adjudication by Government as per G. O. Rt. No. 493/81/LBR dated 2-4-1981.

2. The complaint advanced in the charter of demands, copy of which is appended to the reference, is that Shri Narayanan Nair, a Salesman of Kanayannur Service Co-operative Society Ltd. No. 115 (hereinafter referred to as the Society) deputed for Co-operative Training as per resolution No. 50 dated 4-10-1980 was denied employment when he returned after successful completion of the training on 1-7-1979. Reinstatement of the workman with all benefits is what is prayed for. In the claim statement filed before this court the averments are repeated with a difference that Shri Narayanan Nair is described as having been a clerk when deputed for training.

3. The Society contests and the contentions are as follows:—

There is no employer-employee relationship between the Society and Shri Narayanan Nair. Shri Narayanan Nair had initially worked as a Clerk for a few days and subsequently for another few days as a Salesman. The appointment was only provisional. He did not have the necessary qualifications prescribed under the Kerala Co-operative Societies Act and Rules to be absorbed as a permanent employee. On his request he was recommended for admission to the Co-operative Training. He was selected for training and he left the provisional post held by him relinguishing all his rights. He has no right whatsoever to claim permanency or reinstatement. He had not completed the probation period of one year when he left. Shri Narayanan Nair who had relinquished all his claims cannot in any event be permitted to advance a claim for re-employment or reinstatement. There was no vacancy to entertain Shri Narayanan Nair when he completed his training. However there was an offer that Shri Narayanan Nair's case will also be considered if he applies for the vacancy of the post of a clerk that was existing at the time of filing of the written statement.

4. Shri Narayanan Nair did not accept the offer and file an application for the post of Clerk as was offered in the written statement.

5. Evidence had been let in by both sides. Shri Narayanan Nair examined himself as WW1 and proved Exts. W1 to W3. The Secretary of the Union is the only other witness on the side of the Union. The oral evidence on behalf of the Society is limited to the testimony of its present President as MW1 through whom Exts. W4 to W10 were also proved by the Union. That is all the evidence available.

6. The contention of the Society that there was no employer-employee relationship between itself and Shri Narayanan Nair has to be considered first. The Society's case is that Shri Narayanan Nair was only a provisional hand and that he was not possessing the requisite qualifications to be

absorbed as a permanent hand. It is also contended that he was nc appointed in the usual course by inviting applications for appointment anc that only a facility was given to Shri Narayanan Nair to be on the rolls fo some time so that he could be sponsored for the Co-operative Training anc the employment came to an end when he was recommended for training and selected for that purpose. Reliance is also placed on the admitted fac that Shri Narayanan Nair had given in writing that he will not have any further claims to hold the post. Shri Narayanan Nair while admitting that he had given such a letter in writing asserts that he was forced to give such a letter while he was undergoing training. That letter which admittedly is with the Society is not produced. The reason stated by the learned counsel appearing on behalf of the Society for the non-production is that the fact of having issued such a letter is admitted.

7. Ext.W4 is the resolution of the Director Board of the Society under which Shri Narayanan Nair on his application was appointed on a temporary basis from 24-11-1977. The resolution states that he will be paid a monthly allowance of Rs. 150. The post to which he is appointed is not mentioned therein. But we find from Ext. W7 resolution dated 27-8-1978 that Shri Narayanan Nair who was working as a temporary clerk till then was appointed with effect from 1-9-1978 as a Salesman on the existing salary. In the meanwhile his salary was raised from Rs. 150 to Rs. 175 as per Ext. W6 resolution with effect from 1-4-1978. Shri Narayanan Nair was working as a Salesman on a monthly salary of Rs. 175. (It was not allowance which was originally paid). Then he was deputed for training as per Ext. W5 resolution. The resolution states that Shri Narayanan Nair will be employed by the Society after successful completion of the training for a minimum period of five years and that he will be paid usual pay and allowances during the period of training. It is common case that he had joined the training course that was started on 1-11-1978. One Mr. Krishnankutty Menon is seen to have appointed in the Society as per resolution No. 59 with effect from 1-11-1978. That resolution is not produced. But Ext. W8 resolution dated 20-11-1978 states that Krishnankutty Menon appointed as per resolution No. 59 will be paid wages at the rate of Rs. 200 per mensem. The Union has a case that Shri Krishnankutty Menon was the substitute posted in the training vacancy of Shri Narayanan Nair. MW1 states that Shri Krishnankutty Menon was engaged for some different purpose. But we are not concerned with that aspect. While Shri Narayanan Nair was undergoing training he submitted an application on the basis of which Ext.W9 resolution was passed by the Society on 5-12-1978. That is to the effect that Shri Narayanan Nair will be paid stipend at the rate of Rs. 25 per mensem during the course of the training. It was also resolved therein that he will be paid a monthly advance at the rate of Rs. 50 to be recovered when he re-joins duty after completion of the training. Ext. W9 resolution was reviewed by the Society in Ext.W 10 resolution dated 4-1-1979. The revised resolution is to the effect that advance payment need not be made as was decided earlier since the Society was under financial strains. Yet another

stipulation in Ext. W10 is that a bond is to be obtained from Shri Narayanan Nair that he will serve the Society for five years after the completion of the training. Shri Narayanan Nair had completed the training and his definite case in the pleadings and the charter of demands is that he was not entertained when he reported for duty after the completion of the training. This claim is not seen challenged in the written statement. But MW1 in his evidence states that Shri Narayanan Nair did not report for duty. But his evidence cannot be acted upon firstly for the reason that there is no such contention. We have also Ext. W2 which is a copy of the charter of demands dated 6-8-1979 in which it is asserted that Shri Narayanan Nair had presented himself for duty on the completion of the training and Shri Narayanan Nair claims to have sent the original of Ext. W3 by registered post to the Society with copy to the Assistant Registrar of Co-operative Societies on 3-7-1979 complaining that he was not admitted to duty. MW1 states that the original of Ext. W3 was not received in the Society. But MW1 was not the then president. The allegation contained in Ext. W2 that Shri Narayanan Nair had appeared for duty after the completion of the training contained in Ext. W2 was not promptly denied in any reply. When all these facts and circumstances are taken together it can be seen that Shri Narayanan Nair had reported for duty after completing the training.

8. The learned counsel appearing on behalf of the Society argued on the basis of an admission of Shri Narayanan Nair that he is still possessed of the relieving order issued from the Training Centre that he had not submitted the same to the Society and claimed employment there. All that is admitted by Shri Narayanan Nair as WW1 is that the Society refused to accept the relieving order and therefore he is stil possessed of the same. No inference favourable to the Society can therefore be drawn from the fact that Shri Narayanan Nair is still possessed of the relieving order.

9. The gist of the argument advanced on behalf of the Society is that Shri Narayanan Nair was entertained on a temporary basis in order to secure admission for him in the Co-operative Training course and the resolutions to which reference is made were all passed only to help him and the effect of those resolutions have been negatived by the undertaking given by him in writing that he will not have any claims against the Society for continued employment. Narayanan Nair's case that he gave such an undertaking in writing under coercion is not established. It may be true that he had given an undertaking in writing that he will not have any future claims against the Society for appointment in order to facilitate admission for the training course. But that was made after he had completed 240 days of continuous service as a Clerk or a Salesman. By that continuous service he had acquired a right to continue in service and the same could be terminated only by observing the formalities insisted by Sec. 25-F of the Industrial Disputes Act. It may be true that he was a probationer or a temporary hand. It is also true that any worker can relinquish his rights. But it is noticed that the relinquishment in writing

was obtained by the Society when the workman wanted very much to join the training course. Even thereafter the Society has been giving him advance on condition that it will be recovered when he is re-employed. A bond was also taken from him with an undertaking that he will have to serve the Society for five years. When viewed in this background the relinquishment though not made under coercion must not have been intended for serious consequence. In all probability the workman must have given the writing relinquishing his rights only as a formality under the impression that it is not intended to be acted upon. It appears that the Society changed its attitude since the workman had issued the original of Ext. W1 letter on 12-3-1979 through the Union claiming his salary for the period under training. It is admitted that the original of Ext.W1 was received by the Society. When all these facts are taken together the only reasonable conclusion that could be reached is that Shri Narayanan Nair was a worker deputed for training on the understanding that he will have continuous service in the Society. The Society should have reinstated him when he returned after completion of the training. It is argued on behalf of the Society that there is no proof that Narayanan Nair had successfully completed the training. But it is admitted that Shri Narayanan Nair was only a Salesman when he was deputed for training and that the particular training was not obligatory for the post of Salesman. So Shri Narayanan Nair in any event can be entertained as a Salesman. He can only claim reinstatement to that post since that was the one which he was holding at the time of deputation for training. The Society has to reinstate Shri Narayanan Nair with continuity of service and with arrears of salary at the rate of Rs.175 per mensem subject to preiodical revisions if already made in the case of employees of Co-operative Societies, from 1-7-1979. An award is passed accordingly. This award is in supersession of the earlier ex-parte award passed by this Court and published in the Kerala Gazette No. 36 dated 13th September 1983.

Ernakulam,
30-5-1984.

N. Sukumaran,
Presiding Officer.

Appendix

Witness examined on the Management's side:

MW1 Shri M. G. Sukumara Menon.

Witnesses examined on the Union's side:

WW1 Shri V. G. Narayanan Nair

WW2 ,, K. K. Rajendran

GA. 335/J.

Exhibits marked on the Union's side :

Ext. W1. Copy of a communication dated 12-3-1979 from the Union to the President of the Society.

,, W2. do. do. dated 6-8-1979.

,, W3. A communication dated 3-7-1979 from Shri Narayanan Nair to the President of the Society.

,, W4. Copy of resolution No. 135 of the Society dated 21-12-1977.

,, W5. Copy of resolution No. 50 of the Society dated 4-10-1978.

,, W6. Copy of resolution No. 229 of the Society dated 3-4-1978.

,, W7. Copy of resolution No. 30 of the Society dated 27-8-1978.

,, W8. Copy of resolution No. 94 of the Society dated 20-11-1978.

,, W9. Copy of resolution No. 103 of the Society dated 5-12-1978.

,, W10. Copy of resolution No. 123 of the Society dated 4-1-1979.

Kerala Gazette No. 44 dated 6th November 1984.
PART I

GOVERNMENT OF KERALA

Labour (A) Department

NOTIFICATION

G.O.(Rt.) No. 1015/84/LBR. *Dated, Trivandrum, 30th July 1984.*

The award of the Labour Court, Ernakulam in respect of the dispute between the Manager, Usmania Tile Works, Thuruth, Alwaye and the workman of the above concern Smt. V.P. Tresiamma, Cheruthuruthy House, Thuruth, Alwaye, received by Government on 23-7-1984 is hereby published under section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order of the Governor,
T. PADMAVATHY AMMA,
Deputy Secretary to Government.

In the Labour Court, ERNAKULAM

Tuesday, the 17th July 1984

Present:

Shri N. SUKUMARAN, B.A., B.L.,

Presiding Officer

INDUSTRIAL DISPUTE No. 13 OF 1983.

Between,

The Manager, Usmania Tile Works, Thuruth, Alwaye

And

The workman of the above concern Smt. V.P. Thresiamma, Cheruthuruthy House, Thuruth, Alwaye

Representations:-

M/s M.V. Joseph & A.V. Xavier, Advocates, Ernakulam. .. For *Management*

M/s K.G. Sankaran, Advocate, Alwaye & Asok M. Cherian, Advocate, Ernakulam. .. For *Workman*.

GOVERNMENT OF KERALA

Labour (A) Department

NOTIFICATION

G.O. (Rt.) No. 1055/84/LBR. *Dated, Trivandrum, 3rd August 1984.*

The award of the Industsial Tribunal, Calicut in respect of the dispute between (1) Sri K. T. Hamsa, Managing Partner, Hotel Sagar, Kanayamket House, Kunnamangalam P. O., (2) Sri E. Ummayya, Partner, Hotel Sagar, Ear Kulangar House, P. O. Mayanad, Calicut., (3) Sri K. T. Ali, Partner, Kallathodiyil House, Kunnamangalam, (4) Sri K. Muhammed, Partner, Hotel Sagar, Kuriyari House, P. O. Kunnamangalam, (5) Sri Abdurahiman Haji, Partner, Hotel Sagar, Ear Kulangara, P. O. Mayanad, Kozhikode (Dist.), (6) Sri Khadar, K. T., Partner, Hotel Sagar, Parelakunnu House, Pyhgot Puram Desom, Kunnamangalam Amsom, Calicut, (7) Sri T. T. Tharuvai, Partner, Hotel Sagar, Kizhikhudikkil Purayil House, Kunnamangalam Amsom, Calicut and their workmen represented by the Secretary, The Kozhikode Taluk Peedika and Hotel Thozhilali Union (CITU), Palayam Road, Calicut-1 received by Government on 26-7-1984 is hereby published under section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order of the Governor,

T. PADMAVATHY AMMA,

Deputy Secretary to Government.

Before the Court of the Industrial Tribunal, Calicut

(Wednesday, the 18th day of July, Nineteen hundred and eighty four)

Present:

SHRI K. P. DEVADAS, B. A., B. L.,

Industrial Tribunal, Calicut

INDUSTRIAL DISPUTE No. 3/84

Between

1. Sri K. T. Hamsa, Managing Partner, Hotel Sagar, Kanayamket House, Kunnamangalam P. O.
2. Sri E. Ummayya, Partner, Hotel Sagar, Ear Kulangar House, P.O. Mayanad, Calicut.
3. Sri K. T. Ali, Partner, Kallathodiyil House, Kunnamangalam.
4. Sri K. Muhammed, Partner, Hotel Sagar, Kuriyari House, P. O. Kunnamangalam.
5. Sri Abdurahiman Haji, Partner, Hotel Sagar, Ear Kulangara, P. O. Mayanad, Kozhikode (Dist.)

6. Sri Khadar K. T., Partner, Hotel Sagar, Parelakunnu House, Pyhgot Puram Desom, Kunnamangalam Amsom, Calicut.

7. Shri T. T. Tharuvai, Partner, Hotel Sagar, Kizhikhudikkil Purayil House, Kunnamangalam Amsom, Calicut.

And

The Secretary, The Kozhikode Taluk Peedika and Hotel Thozhilali Union (CITU), Palayam Road, Calicut-1

AWARD

This is an industrial dispute referred by Government for adjudication to this Tribunal by Order No. G. O. Rt. 387/84/LBR dated 22-3-1984. The issue referred is the following:

Terminal benefits of M/s.

1. Moideen Kutty
2. K. K. Babu
3. M. C. Ummer
4. M. C. Mohammed
5. P. K. Ali
6. K. Ibrahim
7. A. Mohammed Ali
8. T. P. Seethi
9. M. Mohammed
10. K. K. Mohammed
11. T. K. Moideen
12. N. K. Abdul Azeez and
13. M. Ali Hussain

The case was posted for the statement of the Union and they being absent registered notice was issued. Management appeared through counsel. Even after receipt of registered notice the Union remained absent. Hence I find that the Union is not interested in the matter. Ordered accordingly.

K. P. DEVADAS,
Industrial Tribunal.

Calicut.

Kerala Gazette No. 44 dated 6th November 1984.
PART I

GOVERNMENT OF KERALA

Transport (B) Department

ERRATUM

G.O. (P) No. 65/84/Tr. D. *Dated, Trivandrum, 10th October* 1984.

In the Kerala Motor Vehicle, (Amendment) Rules, 1984, published under notification G.O. (P) No. 35/84/T F & PD dated the 2nd June 1984, as S.R.O. No. 571/84 in the Kerala Gazette Extraordinary No. 450 dated the 2nd June, 1984 in sub-rule (2) of rule 2, in the entries against "6. Ernakulam", for "KBF or KBF" read "KBE or KBF".

By order of the Governor,

V. A. AUGUSTINE.

Additional Secretary to Government.

Explanatory Note

(This is not part of the notification but is intended to indicate the general purport.)

The penultimate group of letters allotted to Ernakulam is KBE and not KBF as shown in the notification. This notification is intended to correct the error.

GOVERNMENT OF KERALA

Labour (F) Department

NOTIFICATION

G.O. (Rt) No.1287/84/LBR. *Dated, Trivandrum, 28th September,* 1984.

S. R. O. No. 1344/84.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (Central Act 34 of 1948), read with section 91-A thereof, the Government of Kerala in consultation with the Employees' State Insurance Corporation hereby exempt. M/s Royal Beedi Depot, P.O. Chelavoor, Calicut-6 from the operation of the provisions of the said Act for a period of one year from the Ist July, 1983 subject to the following conditions, namely:—

1. The establishment shall maintain a register showing the names and designations of its employees ;

2. Notwithstanding this exemption, the employees shall continue to receive such benefits under the said Act to which they might have become entitled to on the basis of the contributions paid prior to the date from which exemption granted by this notification operates ;

3. The contribution for the exempted period, if already paid, shall not be refunded ;

4. The establishment shall submit in respect of the period during which it was subject to the operation of the said Act, hereinafter referred to as the said period, such returns in such form and containing such particulars as were due from it in respect of the said period under the Employees' State Insurance (general) regulations 1950 ;

5. Any Inspector appointed by the corporation under sub section (a) of section 45 of the said Act, or other official of the Corporation authorised in this behalf shall, for the purposes of—

(i) verifying the particulars contained in any return submitted under subsection (1) of section 44 of said Act ; or

(ii) ascertaining whether registers and records were maintained as required by the Employees' State Insurance (general) regulations, 1950 for the said period ; or

(iii) ascertaining whether the employees continue to be entitled to tbe benefits provided by the employer in cash and kind being benefits in considerations of which exemption is being granted under this notification ; or

(iv) ascertaining whether any of the provisions of the said Act had been complied with during the period when such provisions were in force, in relation to the said establishment be empowered to—

(a) require the establishment to furnish to him such information as he may consider necessary; or

(b) enter any factory, establishment office or other premises occupied by the said establishment at any reasonable time and require any person found in charge thereof to produce to such Inspector or other official and allow him to examine such documents, books and other documents, relating to the employment of persons and payment of wages or to furnish to him such information as he may consider necessary; or

(c) examine the officers of the establishment servants, of the said establishment or any person found in such factory establishment office or other premises or any person whom the said Inspector or other official has reasonable cause to believe to have been an employee; or

(d) make copies of or take extracts from any register, account book or other documents maintained in such establishment or other premises of the said establishment.

By order of the Governor,
E. K. SANTHA,
Additional Secretary to Government.
(Labour and Taxes)

Explanatory Note

(This does not form part of the Notification but is intended to indicate its general purport).

M/s Royal Beedi Depot, P.O. Chelavoor, Calicut-6 have requested for exemption from the provisions of the ESI Act from 1-7-1979. In view of the tripartite agreement entered into by the employers in the beedi industry, employees in the beedi industry and the Government. Government accepted the request and decided grant exemption for a period of one year from 1-7-1983 to 30-6-1984. This notification is intended to achieve the above purpose.

GOVERNMENT OF KERALA

Revenue (F) Department

NOTIFICATION

G.O. (Ms.) No. 1007/84/RD. *Dated, Trivandrum, 9th October* 1984.

S.R.O. No. 1345/84.—In exercise of the powers conferred by sub-section (1) of section 2 of the Kerala Public Services Act, 1968 (19 of 1968), the Government of Kerala hereby make the following rules to amend the Special Rules for the Kerala Weights and Measures Subordinate Service, published under Notification G.O. (Ms.) No.782/78/RD dated the 12th May, 1978, in Part I of the Kerala Gazette No. 21 dated the 23rd May, 1978, namely:—

Rules

1. *Short title and commencement.*—(1) These rules may be called the Kerala Weights and Measures Subordinate Service (Amendment) Rules, 1984.

(2) They shall come into force at once.

2. *Amendment of the Rules.*—(i) In the Kerala Weights and Measures Subordinate Service Rules, in rule 2, after category 2, the following category shall be inserted, namely:—

"Category 3—Inspecting Assistant";

(2) in the table under rule 3, after category 'II Technical Assistant' in column (1) and the entries against it in columns (2) and (3) the following category and entries shall respectively be inserted, namely:—

Inspecting Assistant	(a) By transfer from Last Grade Servants	Minimum qualification of Form III or its equivalent. The selection will be on the basis of an eligibility test to be conducted by the Kerala Public Service Commission once in a year as specified below :— Eligibility Test :— (1) *Written Test*—2 hours *Marks* 1. Transcription and hand-writing 20

		Marks
2.	Writing of verification Certificate	10
3.	Writing of Notice to traders	10
4.	Posting of entries in the Census Register	10
5.	General Knowledge	10
6.	To write a page on the duties and responsibilities of Inspecting Assistants	10
7.	Simple Arithematic	20
8.	Writing of stamping Fee Register	10
	Total	100

(2) *Practical Test*—2 hours

		Time Minutes	Marks
1.	Assembly of Working Standard Balances	30	25
2.	Dismantling of the balances and keeping them in boxes	20	20
3.	Adjusting Zero error of a balance	10	10
4.	Verification and adjustment of one set of weights 2 kilogram to 100 kilogram	20	10
5.	Stamping of the above weights	5	5
6.	Testing of a beam scale (Commercial)	15	10
7.	Testing of a platform scale	20	15
8.	General performance	..	5
	Total		100

(b)	In the absence of qualified persons for transfer the vacancies shall be filled up by direct recruitment	(i)	S.S.L.C. or an equivalent qualification and a pass from an Industrial Training Institute in the Instrument Mechanic Trade;
		(ii)	Strong constitution enabling lifting of heavy weights.".

(3) in rule 10, for the words "both the categories of posts" the words "all the categories of posts" shall be substituted.

By order of the Governor,
SARALA GOPALAN,
Secretary to Government.

Explanatory Note

(This note is not part of the Notification, but is intended to indicate its general purport).

Government have issued orders upgrading the post of Manual Assistant and renaming the post as Inspecting Assistant. Additional duties have also been prescribed. The Special Rules for the Kerala Weights and Measures Subordinate Service do not include the post of Inspecting Assistant. The amendments are intended to include the post also in the Special Rules.

GOVERNMENT OF KERALA

Agriculture (Forest General) Department

NOTIFICATION

G. O. (P) No. 282/84/AD. *Dated, Trivandrum, 14th September* 1984.

S. R. O. No. 1346/84.—In exercise of the powers conferred by section 4 of the Kerala Forest Act, 1961 (4 of 1962), the Government of Kerala hereby declare that it is proposed to constitute the lands, the situation and limits of which are specified in the Schedule below as a reserved forest and appoint the Revenue Divisional Officer, Trivandrum, as the Forest Settlement Officer to enquire into and determine the existence, nature and extent of any right claimed by or alleged to exist in favour of any person in or over any land comprised within the limits of the proposed reserved forest or to any forest produce of such land and to deal with the same as provided in the Act.

Schedule

Name of Block—Augustiar Abandoned Estate.

District—Trivandrum

Taluk—Nedumangad. Village—Mannoorkara.

Area.—(474.74 acres) 192.12 Hectares.

Survey No. 1652 to 1658, 1646, 1649 to 1651 (Old number)

Situation—The above area is situated to the South of Kottoor Reserve Forest and Sy. No. 1659, West of Kottoor Reserve Forest, (Neyyattinkara Taluk, North of Kottoor of and north—North east of Survey No. 1647 and 1648.

Boundaries

North—Starting from station No. 1, which is situated at the north west corner of the area the boundary goes north east for about 302.6 M. passing stations 2 to 9 thence the boundary goes due east for about 1002.4 M. passing station 10 to 31, further north for about 102.2 M passing station 32 to 33, again north east for about 91.4 M. passing stations 34 and 35 to 36 further south by slightly east for about 386.6 M. passing stations 37 to 46 thence south for about 232.2 M. passing stations 50 to 52 thence north east for about 139.2 M.

passing station 53 to 54 thence north east for about 290.6 M. passing stations 55 and 56 to 57, again no th west for about 53.4 M. passing station 58 to 60, further east for about 356.8 M. passing station 61 to 66 and to station 67.

East— Thence the boundary goes due to south for about 25.12.4 M. passing stations 68 to 131 and to station No. 132.

South—Thence the boundary goes west for about 138.6 M. passing station 133 to 137 further west for about 846.4 M. passing station 38 to 55 and again due west for about 529.2 M. passing station 156 to 167.

West—Thence the boundary goes north east for about 469.4 M. passing stations 168 to 177 further north for about 239.6 M. passing stations 179 to 181 again west for about 137.6 M. passing station ·182 to 184, again north for about 245.4 M passing station No. 185 to 193 further 32 2 M. west to station 194 thenec south for about 102.6 M. passing station 195 to 196 further west for about 241.2 M. passing station 107 and 198 to 201, further north west for about 292.4 M. passing station 20? to 206, thence south for about 155.8 M. passing station 207 to 208 thence north west for about 931.2 M passing station 209 to 228 further west for about 221 4 M. passing station 229 to 233, thence south for about 629 8 M. passing stations 234 to 250 further south west for about 211.4 passing stations 251 to 254 thence north west for about 714.2 M. passing station 255 to 269 and to the Station No. 1 the starting point of the area.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

In G. O. (Ms) 380/69/AD. dated 28-10-1969 order ware issued for taking over an extend of 474.74 acres of Revenue Tharisu land by the Forest Department at Maneookkara village in Nedumangad Taluk in Trivandrum District for implementing the above orders a notification as given above is to be issued. The notification is intended to achieve this objective.

എസ്. ആർ. ഒ. നമ്പർ 1346/84.—1961-ലെ കേരള വനം ആക്റ്റ് (1962-ലെ 4) 4-ാം വകുപ്പുമൂലം നൽകപ്പെട്ട അധികാരങ്ങൾ വിനിയോഗിച്ച്, കേരള സർക്കാർ, താഴെ പട്ടികയിൽ പ്രത്യേകം പറഞ്ഞിട്ടുള്ള കിടപ്പും അതിർത്തികളും ഉള്ള സ്ഥലങ്ങളെ ഒരു റിസർവ് വനമാക്കാൻ ഉദ്ദേശിക്കുന്നതായി ഇതിനാൽ പ്രഖ്യാപിക്കുകയും നിർദ്ദിഷ്ട റിസർവ് വനത്തിന്റെ അതിർത്തികൾക്കുള്ളിലുള്ള ഏതെങ്കിലും സ്ഥലത്തിലോ അതിന്മേലോ അഥവാ അപ്രകാരമുള്ള സ്ഥലത്തുള്ള ഏതെങ്കിലും വനവിഭവത്തിന്മേലോ

ഏതെങ്കിലും ആരക്ക് ഉണ്ടെന്നു അവകാശപ്പെടുന്നതോ പറയപ്പെടുന്നതോ ആയ ഏതെങ്കിലും അവകാശത്തിൻെറ നിലനിൽപ്പ്, സ്വഭാവം, വ്യാപ്തി ആവക കാര്യങ്ങൾ ആക്റ്റിൽ വ്യവസ്ഥ ചെയ്തിട്ടുള്ളപ്രകാരം കൈകാര്യം ചെയ്യുന്നതിനുംവേണ്ടി തിരുവനന്തപുരം റവന്യൂ ഡിവിഷണൽ ആഫീസറെ വനം സെററിൽമെൻറ് ആഫീസറായി ഇതിനാൽ നിയമിക്കുകയും ചെയ്യുന്നു.

പട്ടിക

ബ്ലോക്കിൻെറ പേര്—തരിശായി കിടക്കുന്ന അഗസ്ത്യർ എസ്റേററ്.

ജില്ല—തിരുവനന്തപുരം

താലൂക്ക്—നെടുമങ്ങാട്

വില്ലേജ്—മണ്ണൂർക്കര

വിസ്തീർണ്ണം—(474.74 ഏക്കർ) 192.12 ഹെക്ടർ

സർവ്വെ നമ്പർ—1652 മുതൽ 1658 വരെയും 1646-ം 1649 മുതൽ 1651 വരെയും (പഴയ നമ്പർ)

കിടപ്പ്—മേൽപ്പറഞ്ഞ പ്രദേശം, കോട്ടൂർ റിസർവ് വനത്തിനും 1659 എന്ന സർവ്വെ നമ്പരിനും തെക്കു ഭാഗത്തായും നെയ്യാററിൻകര താലൂക്കിലെ കോട്ടൂർ റിസർവ് വനത്തിനു പടിഞ്ഞാറു ഭാഗത്തായും കോട്ടൂരിനു വടക്കു ഭാഗത്തായും 1647, 1648 എന്നീ സർവ്വെ നമ്പരുകൾക്കു വടക്കു വടക്കുകിഴക്കു ഭാഗത്തായും സ്ഥിതി ചെയ്യുന്നു.

അതിർത്തികൾ

വടക്ക്—പ്രസ്തുത പ്രദേശത്തിൻെറ വടക്കുപടിഞ്ഞാറെ മൂലയിൽ സ്ഥിതി ചെയ്യുന്ന 1-ാം നമ്പർ സ്റേറഷനിൽ നിന്ന് ആരംഭിക്കുന്ന അതിർത്തി വടക്കുകിഴക്കു ഭാഗത്തേക്ക് 2 മുതൽ 9 വരെയുള്ള സ്റേറഷനുകൾ കടന്നു ഏകദേശം 302.6 മീററർ ദൂരം പോയതിനുശേഷം അവിടെ നിന്നും നേരെ കിഴക്കുഭാഗത്തേക്ക് 10 മുതൽ 31 വരെയുള്ള സ്റേറഷനുകൾ കടന്നു ഏകദേശം 1002.4 മീററർ ദൂരം പോവുകയും വീണ്ടും 32, 33 എന്നീ സ്റേറഷനുകൾ കടന്ന് വടക്കു ഭാഗത്തേക്ക് ഏകദേശം 102.2 മീററർ ദൂരം പോയതിനുശേഷം വീണ്ടും വടക്കു കിഴക്കു ഭാഗത്തേക്കു മാറി 34, 35, 36 എന്നീ സ്റേറഷനുകൾ കടന്ന് ഏതാണ്ട് 91.4 മീററർ ദൂരം പോയതിനുശേഷം അൽപ്പം കിഴക്കു മാറി തെക്കോട്ട് 37 മുതൽ 46 വരെ സ്റേറഷനുകൾ കടന്ന് ഏകദേശം 386.6 മീററർ ദൂരം പോയതിനുശേഷം അവിടെ നിന്നും തെക്കോട്ടു തിരിഞ്ഞ് 50 മുതൽ 52 വരെ സ്റേറഷനുകൾ കടന്ന് ഏതാണ്ട് 232.2 മീററർ ദൂരം പോവുകയും അവിടെ നിന്നും വടക്കു കിഴക്കു ഭാഗത്തേക്കു നീങ്ങി 53-ം 54-ം സ്റേറഷനുകൾ കടന്ന് ഏകദേശം 139.2 മീററർ ദൂരം പോയതിനുശേഷം അവിടെ നിന്നും വടക്കുകിഴക്കു ഭാഗത്തേക്കു മാറി 55, 56, 57 എന്നീ സ്റേറഷനുകൾ കടന്ന് ഏതാണ്ട് 290.6 മീററർ ദൂരം പോകുകയും വീണ്ടു വടക്കു പടിഞ്ഞാറു ഭാഗത്തേയ്ക്കു 58 മുതൽ 60 വരെ സ്റേറഷനുകൾ കടന്ന് ഏകദേശം 53.4 മീററർ ദൂരം പോവുകയും വീണ്ടും കിഴക്കോട്ടു തിരിഞ്ഞ് 61 മുതൽ 66 വരെ സ്റേറഷനുകൾ കടന്ന് ഏതാണ്ട് 356.8 മീററർ ദൂരം പോയതിനുശേഷം 67-ാം സ്റേറഷനിൽ എത്തുകയും ചെയ്യുന്നു.

കിഴക്ക്—അവിടെ നിന്നും അതിർത്തി, നേരെ തെക്കോട്ടു മാറി 68 മുതൽ 131 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏകദേശം 2512.4 മീറ്റർ ദൂരം പോവുകയും എന്നിട്ട് 132-ാം നമ്പർ സ്റ്റേഷനിൽ എത്തുകയും ചെയ്യുന്നു.

തെക്ക്—അവിടെ നിന്നും അതിർത്തി പടിഞ്ഞാറോട്ടു മാറി, 133 മുതൽ 137 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏതാണ്ട് 138.6 മീറ്റർ ദൂരം പോയ ശേഷം വീണ്ടും പടിഞ്ഞാറോട്ടു തിരിഞ്ഞ് 138 മുതൽ 155 വരെ സ്റ്റേഷനുകൾ കടന്ന് 846.4 മീറ്റർ ദൂരം പോവുകയും എന്നിട്ട് നേരെ പടിഞ്ഞാറോട്ടു മാറി 156 മുതൽ 167 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏകദേശം 529.2 മീറ്റർ ദൂരം പോവുകയും ചെയ്യുന്നു.

പടിഞ്ഞാറ്—അവിടെ നിന്നും അതിർത്തി, വടക്കു കിഴക്കു ഭാഗത്തേക്കു മാറി 168 മുതൽ 177 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏകദേശം 469.4 മീറ്റർ ദൂരം പോയ ശേഷം വീണ്ടും വടക്കോട്ടു നീങ്ങി 179 മുതൽ 181 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏതാണ്ട് 239.6 മീറ്റർ ദൂരം പോവുകയും വീണ്ടും പടിഞ്ഞാറോട്ടു മാറി 182 മുതൽ 184 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏകദേശം 137.6 മീറ്റർ ദൂരം പോവുകയും വീണ്ടും വടക്കോട്ടുമാറി 185 മുതൽ 193 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏതാണ്ട് 245.4 മീറ്റർ ദൂരം പോയതിനു ശേഷം പടിഞ്ഞാറോട്ടു തിരിഞ്ഞ് ഏകദേശം 32.2 മീറ്റർ ദൂരം പോയിട്ട് 194-ാം സ്റ്റേഷനിൽ എത്തുന്നു; അവിടെ നിന്നും അതിർത്തി തെക്കോട്ടു മാറി 195-ം 196-ം സ്റ്റേഷനുകൾ കടന്ന് ഏകദേശം 102.6 മീറ്റർ ദൂരവും വീണ്ടും പടിഞ്ഞാറോട്ടു മാറി 197-ം, 198 മുതൽ 201 വരെയും ഉള്ള സ്റ്റേഷനുകൾ കടന്ന് ഏകദേശം 41.2 മീറ്റർ ദൂരവും വീണ്ടും വടക്കു പടിഞ്ഞാറു ഭാഗത്തേക്കു മാറി 202 മുതൽ 206 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏതാണ്ട് 292.4 മീറ്റർ ദൂരവും അവിടെ നിന്നും തെക്കോട്ടു മാറി 207, 208 എന്നീ സ്റ്റേഷനുകൾ കടന്ന് ഏകദേശം 155.8 മീറ്റർ ദൂരവും അവിടെനിന്നും വടക്കു പടിഞ്ഞാറു ഭാഗത്തേക്കു തിരിഞ്ഞ് 209 മുതൽ 228 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏതാണ്ട് 931.2 മീറ്റർ ദൂരവും വീണ്ടും പടിഞ്ഞാറോട്ടു മാറി 229 മുതൽ 233 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏകദേശം 221.4 മീറ്റർ ദൂരവും അവിടെനിന്നും തെക്കോട്ടു തിരിഞ്ഞ് 234 മുതൽ 250 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏകദേശം 629.8 മീറ്റർ ദൂരവും വീണ്ടും തെക്കുപടിഞ്ഞാറു ഭാഗത്തേക്കു മാറി 251 മുതൽ 254 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏകദേശം 211.4 മീറ്റർ ദൂരവും അവിടെ നിന്നും വടക്കുപടിഞ്ഞാറോട്ടു മാറി 255 മുതൽ 269 വരെ സ്റ്റേഷനുകൾ കടന്ന് ഏതാണ്ട് 714.2 മീറ്റർ ദൂരവും പോയതിനുശേഷം പ്രസ്തുത പ്രദേശത്തിന്റെ ആരംഭസ്ഥാനമായ 1-ാം നമ്പർ സ്റ്റേഷനിൽ എത്തുന്നു.

വിശദീകരണക്കുറിപ്പ്

(ഇത് വിജ്ഞാപനത്തിന്റെ ഭാഗമാകുന്നതല്ല, എന്നാൽ അതിന്റെ പൊതു ഉദ്ദേശം സൂചിപ്പിക്കുന്നതിന് ഉദ്ദേശിച്ചുകൊണ്ടുള്ളതാണ്.)

തിരുവനന്തപുരം ജില്ലയിൽ നെടുമങ്ങാടു താലൂക്കിലെ മണ്ണൂർക്ക വില്ലേജിലെ 474. 74 ഏക്കർ വിസ്തീർണ്ണമുള്ള റവന്യൂ തരിശുഭൂമ വനംവകുപ്പ് ഏറെറടുക്കാൻ 28-10-1969-ലെ ജി. ഒ. (എം. എസ്. 380/69/എ. ഡി. പ്രകാരം ഉത്തരവു പുറപ്പെടുവിച്ചിട്ടുണ്ട്. മേൽപ്പറഞ്ഞ ഉത്തരവു നടപ്പിലാക്കുന്നതിന് മുകളിൽ കൊടുത്തിട്ടുള്ള പ്രകാരമുള്ള ഒരു വിജ്ഞാപനം പുറപ്പെടുവിക്കേണ്ടിയിരിക്കുന്നു. ഈ ആവശ്യ നിറവേററുന്നതിന് ഉദ്ദേശിച്ചുകൊണ്ടുള്ളതാണ്, ഈ വിജ്ഞാപനം.

By order of the Governor,

S. Gopalan,

Agricultural Production Commissioner and Secretary to Government Forest.

GOVERNMENT OF KERALA

Public Works Fisheries and Ports (E) Department

NOTIFICATION

No. 48521/E2/82/PW, F&P. *Dated, Trivandrum* 16*th October* 1984.

S.R.O. No. 1347/84.—In exercise of the powers conferred by sub-section (i) of section 25 of the Kerala Buildings (Lease and Rent Control) Act, 1965 (2 of 1965), the Government of Kerala hereby rescind the notification No. 5540/E2/79/PW dated the 26th February, 1980, published as S. R. O. No. 404/80 in Section iv, Part I of the Kerala Gazette No. 18 dated, the 29th April, 1980.

By order of the Governor,

R. C. CHOUDHURY,

Secretary to Government.

Explanatory Note

(This does not form part of the Notification, but is intended to indicate its general purport).

Government have exempted the buildings owned by Chengannur Ex-Servicemen's Multipurpose Co-operative Society Ltd. No. 2847 from the provisions of the Kerala Buildings (Lease and Rent Control) Act, 1965 as per the notification No. 5540/E2/79/PW dated, 26th February, 1980, published as S. R. O. No. 259/80 in Section iv, Part I of the Kerala Gazette No. 11 dated, 11-3-1980. The same notification was published again in Section iv Part I of the Gazette No. 18 dated, 29-4-1980 under S. R. O. No. 404/80 by mistake. The notification published in the Gazette dated, 29-4-1980 has to be cancelled as it is a duplication. This notification is for the above purpose.

GOVERNMENT OF KERALA

Health (G) Department

NOTIFICATION

No. 43333/G1/83/HD. *Dated, Trivandrum,* 21*st August* 1984.

S. R. O. No. 1348/84.—Under subsection (1) of section 52 of the Kerala Land Acquisition Act, 1961 (21 of 1962), the Government of Kerala hereby withdraw from the acquisition of the land specified in the schedule hereto annexed, in respect of which land acquisition proceedings were initiated by the Tahsildar, Chengannur by the issue of Notification No. C1-919/80 dated the 14th day of October, 1981 under subsection (1) of section 3 thereof published at page 2104 in Part III of the Kerala Gazette dated the 3rd day of November, 1981.

SCHEDULE

District—Alleppey.

Taluk—Chengannur. *Village*—Thiruvanvandoor.

Sy. No.—199/17.
Description—Nilam
Extent—25 Cents

എസ്. ആർ. ഒ. നമ്പർ 1348/84.—1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്ററ് (1962-ലെ 21) 52-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പുപ്രകാരം കേരള സർക്കാർ, ഇതോടൊന്നിച്ച് ചേർത്തിട്ടുള്ള പട്ടികയിൽ പറഞ്ഞിട്ടുള്ളതും, 1981 നവംബർ 3-ാം തീയതിയിലെ കേരള ഗസററ് III-ാം ഭാഗം 2104-ാം പേജിൽ പ്രസിദ്ധപ്പെടുത്തിയ പ്രസ്തുത ആക്ററ് 3-ാം വകുപ്പു (1)-ാം ഉപവകുപ്പുപ്രകാരമുള്ള 1981 ഒക്ടോബർ 14-ാം തീയതിയിലെ സി1-919/80 എന്ന നമ്പർ വിജ്ഞാപനം പുറപ്പെടുവിച്ചുകൊണ്ട് ചെങ്ങന്നൂർ തഹശീൽദാർ സ്ഥലമെടുപ്പ് നടപടികൾ ആരംഭിച്ചിട്ടുള്ളതുമായ ഭൂമി വിലയ്ക്കെടുക്കുന്നതിൽ നിന്നും ഇതിനാൽ പിൻവാങ്ങുന്നു.

പട്ടിക

ജില്ല—ആലപ്പുഴ.

താലൂക്ക്—ചെങ്ങന്നൂർ. വില്ലേജ്—തിരുവൻവണ്ടൂർ.

സർവ്വെ നമ്പർ—199/7
വിവരണം—നിലം
വിസ്തീർണ്ണം—25 സെൻറ്

By order of the Governor,
M. G. K. MURTHY,
Secretary to Government.

G. 1470

GOVERNMENT OF KERALA

Revenue (B) Department

DECLARATION

No. 41944/B1/84/RD. *Dated, Trivandrum, 18th September* 1984.

S.R.O. No. 1349/84.—Whereas in exercise of the powers conferred by clause (1) of Article 258 of the Constitution of India, the President has in Notification No. 2/4/63/ Judicial II dated, the 31st May, 1963, entrusted the Government of Kerala, with their consent, the functions of the Central Government under the Kerala Land Acquisition Act, 1961 (21 of 1962), in relation to the acquisition of land for the purpose of the Union in the State of Kerala;

And whereas, under subsection (1) of section 3 of the Kerala Land Acquisition Act, 1961 (21 of 1962) Notification No. 4233/B1/84/RD dated, the 2nd February, 1984 in respect of the land specified in the Schedule below has been published as S. R. O. No. 130/84 in the Kerala Gazette Extraordinary No. 100 dated the 4th February, 1984;

And whereas, under subsection (4) of section 19 of the said Act, the Government of Kerala have directed that in view of the urgency of the case, the provisions of section 5 of the Act shall not apply to the land specified in the Schedule below;

And whereas, the Government of Kerala are satisfied that the said land has to be acquired for a public purpose;

Now, therefore, the Government of Kerala hereby declare under section 6 of the said Act that the land specified in the schedule below and measuring 3.3541 Hectares be the same a little more or less, is needed for a public purpose, to wit for the construction of Staff Quarters for Ammonium Perchlorate Experimental Project and under section 7 of the said Act, direct the Revenue Divisional Officer Fort Cochin to take order for the acquisition of the land. Further under subsection (1) of section 19 of the said Act, the Government direct that the Collector may take possession of the land on the expiry of fifteen days from the date of publication of the notice mentioned in subsection (1) of section 9 of the said Act.

A plan of the land is kept in the Office of the Revenue Divisional Officer, Fort Cochin and may be inspected at any time during office hours.

SCHEDULE

District—Ernakulam.

Taluk—Alwaye.		*Village*—Alwaye.
Sy. Nos.	*Description*	*Extent in Hectares*
939/1-8-9	Dry	3.3541
	Total	3.3541

Explanatory Note

(This is not part of the notification, but is intended to indicate its general purport).

Land Acquisition proceedings were initiated for acquisition of an extent of 3.3541 Hectares of land in Sy. Nos. 939/1-8-9 of Alwaye village for the construction of staff quarters for Ammonium Perchlorate Experimental Project at Alwaye by the Vikram Sarabhai Space Centre State Government consider it necessary to acquire the land mentioned in the schedule for the purpose. The notification is intended to achieve the above object.

എസ്. ആർ. ഒ. നമ്പർ 1349/84.—ഇൻഡ്യൻ ഭരണഘടനയുടെ 258-ാം അനുച്ഛേദം (1)-ാം ഖണ്ഡംമൂലം നല്കപ്പെട്ട അധികാരങ്ങൾ വിനിയോഗിച്ച്, പ്രസിഡന്റ്, 1963 മേയ് 31-ാം തീയതിയിലെ 2/4/63/ജുഡീഷ്യൽ II എന്ന നമ്പർ വിജ്ഞാപനപ്രകാരം കേരള സംസ്ഥാനത്ത് യൂണിയന്റെ ആവശ്യത്തിനായി ഭൂമി വിലയ്ക്കെടുക്കുന്നതു സംബന്ധിച്ച് 1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21) പ്രകാരമുള്ള കേന്ദ്ര സർക്കാരിന്റെ ചുമതലകൾ കേരള സർക്കാരിനെ അവരുടെ സമ്മതത്തോടുകൂടി ഭരമേല്പിച്ചിരിക്കുന്നതിനാലും;

താഴെ പട്ടികയിൽ പറഞ്ഞിട്ടുള്ള ഭൂമിയെ സംബന്ധിച്ച് 1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21) 3-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പുപ്രകാരമുള്ള 1984 ഫെബ്രുവരി 2-ാം തീയതിയിലെ 4233/ബി1/84/ആർ. ഡി. എന്ന നമ്പർ വിജ്ഞാപനം 1984 ഫെബ്രുവരി 4-ാം തീയതിയിലെ 100-ാം നമ്പർ അസാധാരണ കേരള ഗസറ്റിൽ എസ്. ആർ. ഒ. 130/84 എന്ന നമ്പരിൽ പ്രസിദ്ധീകരിച്ചിട്ടുള്ളതിനാലും;

പ്രസ്തുത ആക്റ്റ് 19-ാം വകുപ്പ് (4)-ാം ഉപവകുപ്പുപ്രകാരം സംഗതിയുടെ അടിയന്തിര സ്വഭാവം പരിഗണിച്ച് പ്രസ്തുത ആക്റ്റ് 5-ാം വകുപ്പിലെ വ്യവസ്ഥകൾ താഴെ പട്ടികയിൽ പറഞ്ഞിട്ടുള്ള ഭൂമിക്ക് ബാധകമാകുന്നതല്ലെന്നും കേരള സർക്കാർ നിർദ്ദേശിച്ചിരിക്കുന്നതിനാലും;

പ്രസ്തുത സ്ഥലം ഒരു പൊതു ആവശ്യത്തിനുവേണ്ടി വിലയ്ക്കെടുക്കേണ്ടതാണെന്ന് കേരള സർക്കാരിന് ബോദ്ധ്യം വന്നിരിക്കുന്നതിനാലും;

ഇപ്പോഴ, അതിനാൽ, പ്രസ്തുത ആക്റ്റ് 6-ാം വകുപ്പുപ്രകാരം കേരള സർക്കാർ താഴെ പട്ടികയിൽ പറഞ്ഞിട്ടുള്ളതും 3.3541 ഹെക്ടർ വിസ്തീർണ്ണമോ അതിൽ അല്പം കൂടുതലോ കുറവോ വരുന്നതുമായ ഭൂമി ഒരു പൊതു ആവശ്യത്തിന് അതായത്, അമോണിയം പെർക്ലോറേറ്റ് എക്സ്പരിമെൻറൽ പ്രോജക്ടിനുവേണ്ടി സ്റ്റാഫ് ക്വാർട്ടേഴ്സും നിർമ്മിക്കുന്നതിന് ആവശ്യമാണെന്ന് ഇതിനാൽ പ്രഖ്യാപിക്കുകയും, പ്രസ്തുത ആക്റ്റ് 7-ാം വകുപ്പുപ്രകാരം സ്ഥലം വിലയ്ക്കെടുക്കുന്നതിനുള്ള ഉത്തരവ് വാങ്ങാൻ ഫോർട്ട് കൊച്ചിയിലെ റവന്യൂ ഡിവിഷനൽ ആഫീസറോട് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു. മാത്രമല്ല, പ്രസ്തുത ആക്റ്റ് 9-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പിൽ പറയുന്ന നോട്ടീസ് പ്രസിദ്ധപ്പെടുത്തുന്ന തീയതി മുതൽ പതിനഞ്ച് ദിവസം കഴിയുമ്പോഴ കളക്ടർക്ക് പ്രസ്തുത സ്ഥലം കൈവശപ്പെടുത്താവുന്നതാണെന്ന് പ്രസ്തുത ആക്റ്റ് 19-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പുപ്രകാരം സർക്കാർ നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു.

സ്ഥലത്തിൻെറ ഒരു പ്ലാൻ ഫോർട്ടുകൊച്ചിയിലെ റവന്യൂ ഡിവിഷണൽ ഓഫീസറുടെ ആഫീസിൽ സൂക്ഷിച്ചിട്ടുള്ളതും ആഫീസ് സമയത്ത് എപ്പോഴ വേണമെങ്കിലും അത് പരിശോധിക്കാവുന്നതുമാകുന്നു.

പട്ടിക

ജില്ല—എറണാകുളം.

താലൂക്ക്—ആലുവ. വില്ലേജ്—ആലുവ.

സർവ്വേ നമ്പർ	വിവരണം	വിസ്തീർണ്ണം (ഹെക്ടറിൽ)
939/1-8-9	പുരയിടം	3.3541
	ആകെ	3.3541

വിശദീകരണക്കുറിപ്പ്

(ഇത് വിജ്ഞാപനത്തിൻെറ ഭാഗമല്ല, എന്നാൽ അതിൻെറ പൊതു ഉദ്ദേശം സൂചിപ്പിക്കുന്നതിനുദ്ദേശിച്ചുകൊണ്ടുള്ളതാകുന്നു).

ആലുവായിൽ വി. എസ്. എസ്. സി. യുടെ അമോണിയം പെർക്ലോറേറ്റ് എക്സ്പെരിമെൻറൽ പ്രോജക്ടിനുവേണ്ടി സ്റ്റാഫ് ക്വാർട്ടേഴ്സ് നിർമ്മിക്കുന്നതിന് ആലുവ വില്ലേജിൽ 939/1-8-9 എന്ന സർവ്വെ നമ്പരിൽപ്പെട്ട 3.3541 ഹെക്ടർ സ്ഥലം വിലയ്ക്കെടുക്കുന്നതിനുള്ള സ്ഥലമെടുപ്പ് നടപടികഠ ആരംഭിച്ചിരുന്നു. പ്രസ്തുത ആവശ്യത്തിനു പട്ടികയിൽ പറഞ്ഞിട്ടുള്ള സ്ഥലം വിലയ്ക്കെടുക്കേണ്ടത് ആവശ്യമാണെന്ന് സംസ്ഥാന സർക്കാർ കരുതുന്നു.

മേൽപറഞ്ഞ ആവശ്യം നിറവേററുന്നതിനുദ്ദേശിച്ചുകൊണ്ടുള്ളതാണ് ഈ വിജ്ഞാപനം.

By order of the Governor,
SAYAN CHATTERJEE,
Joint Secretary to Government.

GOVERNMENT OF KERALA

Taxes (A) Department

NOTIFICATION

G.O. (Rt.) No. 733/84/TD. *Dated, Trivandrum,* 12*th October* 1984.

S.R.O. No. 1350/84.—In exercise of the powers conferred by section 71 of the Abkari Act, I of 1077, the Government of Kerala hereby exempt from the provisions of the said Act the toddy prepared in the Central Plantation Crops Research Institute, Kayamkulam, for research purposes, by tapping fifteen coconut trees in the Institute Compound, till the end of February, 1985.

By order of the Governor,
U. Mahabala Rao,
Commissioner and Secretary to Government.

Explanatory Note

(This is not part of the notification, but is intended to indicate its general purport.)

The Joint Director, Central Plantation Crops Research Institute, Kayamkulam has requested permission to continue tapping of coconut trees in the Institute Compound till the end of February 1985 for research purposes It has been decided to allow the request and hence the notification.

GOVERNMENT OF KERALA

Labour (E) Department

NOTIFICATION

No. G. O. Rt. 1339/84/LBR. *Dated, Trivandrum, 11th October* 1984.

S. R. O. No. 1351/84.—Whereas Government are satisfied that the circumstances of the case are such that it would be just and proper to exempt the persons deputed from Government Service to the Kerala State Civil Supplies Corporation Ltd., Cochin, from all the provisions of Kerala Shops and Commercial Establishments Act, 1960 (34 of 1960);

Now, therefore, in exercise of the powers conferred by section 5 of the said Act, the Government of Kerala hereby exempt permanently the persons who have been deputed from the Government Service to the Kerala State Civil Supplies Corporation Ltd., Cochin and to whom the Kerala Service Rules apply from all the provisions of the Kerala Shops and Commercial Establishments Act, 1960.

By order of the Governor,

U. MAHABALA RAO,

Commissioner and Secretary to Government.

Explanatory Note

(This does not form part of the notification but is intended to indicate its general purport.)

The Managing Director, the Kerala State Civil Supplies Corparation Ltd., Cochin has requested Government that exemption may be granted to all establishments run by the Kerala State Civil Supplies Corporation in the State of Kerala, from all the provisions of Kerala Shops and Commercial Establishments Act, 1960 permanently, as the circumstances of the case are such that it would be just and proper to exempt the employees deputed from Government to whom Kerala Service Rules apply having regard to the nature and capacity of the establishment.

This Notification is intended to achieve the above object.
